

**CHAPTER 1282**

**APPROPRIATIONS AND PROVISIONS RELATING TO COMPENSATION,  
TRAINING, AND BENEFITS OF STATE OFFICIALS AND EMPLOYEES**

*S.F. 2322*

**AN ACT** relating to and making appropriations for the compensation, training, and benefits for public officials and employees, and providing effective dates.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1988, and ending June 30, 1989, the following amount, or so much thereof as may be necessary, to be used to fund increases in the judicial salaries and related benefits as otherwise provided by law and for the state's contribution to the judicial retirement system provided for in chapter 602 required because of the increased salaries:

..... \$ 1,600,000

Sec. 2.

1. There is appropriated from the general fund of the state to the salary adjustment fund provided for in section 8.43, for the fiscal year beginning July 1, 1988, and ending June 30, 1989, the following amount, or so much thereof as may be necessary, to be distributed to the various state offices or departments and local agencies or programs to supplement other funds appropriated by the general assembly:

..... \$ 24,081,295

a. Of the funds appropriated to the salary adjustment fund pursuant to this subsection and as a condition of the appropriation to the salary adjustment fund, four hundred eighty thousand (480,000) dollars, or so much thereof as may be necessary, shall be used for the costs of implementing House File 2415,\* if enacted by the Seventy-second General Assembly, 1988 Session.

b. Of the funds appropriated to the salary adjustment fund pursuant to this subsection and as a condition of the appropriation to the salary adjustment fund, one hundred forty thousand (140,000) dollars, or so much thereof as may be necessary, shall be used for salary adjustments of elected and appointed state officials.

c. Of the savings received from the implementation of House File 2415,\* if enacted by the Seventy-second General Assembly, 1988 Session, and as a condition of the appropriation to the salary adjustment fund pursuant to this subsection, the first three million one hundred thousand (3,100,000) dollars shall be deposited in the salary adjustment fund. The remainder of the savings received shall be deposited in the general fund of the state.

2. There is appropriated from the road use tax fund to the following listed departments for the fiscal year beginning July 1, 1988, and ending June 30, 1989, the following amounts, or so much thereof as may be necessary, to supplement other funds appropriated by the general assembly:

a. To the state department of transportation:  
..... \$ 848,182

b. To the department of public safety:  
..... \$ 921,170

c. To the department of inspections and appeals:  
..... \$ 30,000

3. There is appropriated from the primary road fund to the state department of transportation, for the fiscal year beginning July 1, 1988, and ending June 30, 1989, the following amount,

\*Chapter 1086 herein

or so much thereof as may be necessary, to supplement other funds appropriated by the general assembly:

..... \$ 5,082,646

4. Except as otherwise provided in this Act, the amounts appropriated in subsections 1, 2, and 3 shall be used to fund the annual pay adjustments, expense reimbursement, and related benefits for public officials and employees as authorized pursuant to Senate File 2321,\* if enacted by the Seventy-second General Assembly, 1988 Session.

*\*\*Sec. 3. There is appropriated from the salary adjustment fund provided for in section 8.43, for the fiscal year beginning July 1, 1988, and ending June 30, 1989, the following amounts, or so much thereof as may be necessary, to be allocated to the following state departments and local agencies or programs listed:*

|  |    |            |
|--|----|------------|
| 1. Department of agriculture and land stewardship: | \$ | 560,775    |
| 2. Department of justice:                          | \$ | 290,053    |
| 3. Auditor of state:                               | \$ | 83,673     |
| 4. Campaign finance disclosure commission:         | \$ | 6,693      |
| 5. Civil rights commission:                        | \$ | 42,297     |
| 6. Department for the blind:                       | \$ | 55,450     |
| 7. Department of commerce:                         | \$ | 16,159     |
| 8. Department of corrections:                      | \$ | 4,291,381  |
| 9. Department of cultural affairs:                 | \$ | 346,061    |
| 10. Department of economic development:            | \$ | 181,896    |
| 11. Department of education:                       | \$ | 332,984    |
| 12. College aid commission:                        | \$ | 9,475      |
| 13. Department of elder affairs:                   | \$ | 18,578     |
| 14. Department of employment services:             | \$ | 146,308    |
| 15. Executive council:                             | \$ | 1,317      |
| 16. Department of general services:                | \$ | 564,404    |
| 17. Office of governor:                            | \$ | 54,713     |
| 18. Department of human rights:                    | \$ | 41,128     |
| 19. Department of human services:                  | \$ | 12,862,019 |

\*Chapter 1267 herein

\*\*Item veto; see message at end of the Act

|  |    |           |
|--|----|-----------|
| 20. <i>Judicial department:</i>                        | \$ | 2,715,804 |
| 21. <i>Department of inspections and appeals:</i>      | \$ | 218,123   |
| 22. <i>Iowa law enforcement academy:</i>               | \$ | 46,223    |
| 23. <i>Office of the lieutenant governor:</i>          | \$ | 4,386     |
| 24. <i>Department of management:</i>                   | \$ | 124,770   |
| 25. <i>Department of natural resources:</i>            | \$ | 654,905   |
| 26. <i>Board of parole:</i>                            | \$ | 30,862    |
| 27. <i>Department of personnel:</i>                    | \$ | 209,224   |
| 28. <i>Public employment relations board:</i>          | \$ | 22,667    |
| 29. <i>Department of public defense:</i>               | \$ | 160,689   |
| 30. <i>Department of public health:</i>                | \$ | 313,457   |
| 31. <i>Department of public safety:</i>                | \$ | 633,724   |
| 32. <i>Office of state board of regents:</i>           | \$ | 30,520    |
| 33. <i>Department of revenue and finance:</i>          | \$ | 921,413   |
| 34. <i>Secretary of state:</i>                         | \$ | 60,582    |
| 35. <i>Treasurer of state:</i>                         | \$ | 42,382    |
| 36. <i>Regional libraries:</i>                         | \$ | 30,800    |
| 37. <i>Substance abuse treatment facilities:</i>       | \$ | 194,000   |
| 38. <i>Local boards of health:</i>                     | \$ | 60,200    |
| 39. <i>Local homemaker and chore service programs:</i> | \$ | 201,200   |

*Moneys received by local programs under this section shall be used to pay the state's share of the authorized salary increases for local program employees.\**

Sec. 4. There is appropriated from the general fund of the state to the salary adjustment fund provided for in section 8.43, for the fiscal year beginning July 1, 1988, and ending June 30, 1989, the following amount, or so much thereof as may be necessary, for salary increases

\*Item veto; see message at end of the Act

for employees of the state board of regents, except the state board of regents' office employees:
\$ 24,903,705

Sec. 5.

1. There is appropriated from the general fund of the state to the payroll accrual fund provided for in section 8.42, for the fiscal year beginning July 1, 1988, and ending June 30, 1989, the following amount, or so much thereof as may be necessary, to be distributed to the department of management for the twenty-seventh pay period:

\$ 16,000,000

2. There is appropriated from the road use tax fund to the payroll accrual fund provided for in section 8.42, for the fiscal year beginning July 1, 1988, and ending June 30, 1989, the following amount, or so much thereof as may be necessary, to be distributed to the department of management for the twenty-seventh pay period:

\$ 1,200,901

3. There is appropriated from the primary road fund to the payroll accrual fund provided for in section 8.42, for the fiscal year beginning July 1, 1988, and ending June 30, 1989, the following amount, or so much thereof as may be necessary, to be distributed to the department of management for the twenty-seventh pay period:

\$ 3,610,055

4. To departmental revolving, trust, or special funds, except for the primary road fund or the road use tax fund, for which the general assembly has established an operating budget, a supplemental authorization is provided, unless otherwise provided, in an amount necessary to fund the twenty-seventh pay period in the fiscal year beginning July 1, 1988, and ending June 30, 1989.

Sec. 6. To departmental revolving, trust, or special funds, except for the primary road fund or the road use tax fund, for which the general assembly has established an operating budget, a supplemental authorization is provided, unless otherwise provided, in an amount necessary to fund salary adjustments as otherwise provided in Senate File 2321,\* if enacted by the Seventy-second General Assembly, 1988 Session.

Sec. 7. Funds appropriated to the salary adjustment fund by this Act may be expended to fund salaries established pursuant to section 5 of Senate File 2321,\* if enacted by the Seventy-second General Assembly, 1988 Session, if funds appropriated to the agencies represented by or employing the persons holding the positions are insufficient to pay salaries provided in section 5 of Senate File 2321,\* if enacted by the Seventy-second General Assembly, 1988 Session. The governor shall report to the legislative fiscal committee by September 1, 1988, the salary rates established pursuant to section 5 of Senate File 2321,\* if enacted by the Seventy-second General Assembly, 1988 Session.

Sec. 8. All funds appropriated to the salary adjustment fund for the state department of transportation and for state agencies paid through the department of revenue and finance's centralized payroll system shall be used to fund salary and fringe benefit expenditures for the fiscal year beginning July 1, 1988, and ending June 30, 1989.

Sec. 9. Funds appropriated from the general fund of the state in this Act relate only to salaries supported from general fund appropriations of the state.

Sec. 10. All federal grants to and the federal receipts of the agencies affected by this Act which are received and may be expended for purposes of this Act are appropriated for such purposes and as set forth in the federal grants or receipts.

\*Chapter 1267 herein

*\*Sec. 11. 1988 Iowa Acts, Senate File 2314,\*\* section 7, subsection 6, paragraph b, is amended to read as follows:*

*b. Notwithstanding section 384.15, subsection 7, paragraph "b", there is appropriated from the unencumbered and unobligated money remaining in the law enforcement training reimbursement fund on June 30, 1988, to the department of public safety, division of criminal investigation, the sum of two hundred thousand (200,000) dollars for undercover purchases by the division of narcotics and local law enforcement agencies. However, moneys appropriated under this paragraph shall not be credited until all other moneys appropriated under this Act from the unencumbered and unobligated money remaining in the law enforcement training reimbursement fund on June 30, 1988, have been fully credited. Should the unencumbered and unobligated money remaining in the law enforcement training reimbursement fund on June 30, 1988, not be sufficient to cover all appropriations of such moneys under this Act, the money appropriated under this paragraph shall be reduced by the amount of the shortfall.\**

Sec. 12. 1988 Iowa Acts, Senate File 2314,\*\* section 61, is amended to read as follows:

SEC. 61. This section, section 5, section 7, section 43, and section 45 of this Act take effect June 30, 1988.

Sec. 13. This section, section 11, and section 12 take effect June 30, 1988.

*Approved May 15, 1988, except the items which I hereby disapprove and which are designated as section 3 and section 11 which are herein bracketed in ink and initialed by me. My reasons for vetoing these items are delineated in the item veto message pertaining to this Act to the Secretary of State this same date, a copy of which is attached hereto.*

TERRY E. BRANSTAD, *Governor*

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\*Item veto; see message at end of the Act

\*\*Chapter 1278 herein

Dear Madam Secretary:

I hereby transmit Senate File 2322, an Act relating to and making appropriations for the compensation, training, and benefits for public officials and employees, and providing effective dates.

Senate File 2322 is approved with the following exceptions which I hereby disapprove.

I am unable to approve the item designated as Section 3 in its entirety. This section of Senate File 2322 makes line item appropriations of salary adjustments amounts to state departments and local agencies or programs. The specific allocations included in the bill are made on the basis of a snapshot of the personnel system that was taken in September of 1987.

The state and local personnel system is dynamic, thus, these specific allocations do not take account of substantial numbers of positions which were added or deleted or significant changes in pay classifications which have occurred since that time. As a result, it is anticipated that some of the allocations to individual departments in this bill are in error by as much as \$200,000.

The most glaring error is the failure to take account of the centralization of the personnel adopted by the General Assembly which resulted in the deletion of a number of positions in Corrections and the Department of Human Services and in the addition of some positions in the Department of Personnel. The Department of Personnel would be unable to carry out these functions with the allocation provided in Section 3.

Section 2 of this bill makes the traditional lump sum appropriation of the salary adjustment funds to the Department of Management under Section 8.43 of the Iowa Code. This section of the Code provides the Department of Management with the authority to distribute salary adjustment funds to individual departments, local agencies, and programs. Providing the department with this allocation authority will ensure that funds are distributed equitably and consistent with the personnel structure authorized by the General Assembly for fiscal year 1989. The Department of Management will provide appropriate reports to the Legislative Fiscal Bureau and interested legislators regarding the allocations that are made and the rationale for those allocations. The department will also, of course, respond to any additional requests for information.

In short, the specific allocations of salary adjustment funds made in Section 3 of the bill do not reflect significant personnel changes which have occurred since September of 1987. This legislation also provides a lump sum allocation to the Department of Management for distribution. Utilization of that authority will allow a more accurate allocation of these salary adjustment funds, with full reporting provided to the General Assembly.

I am unable to approve the item designated as Section 11 of Senate File 2322 in its entirety.

This section of the bill, in effect, reduces appropriations available to the Department of Public Safety for undercover drug buy money. A separate bill provided \$200,000 from the Law Enforcement Training Reimbursement Fund to the Department of Public Safety for drug buy money which is critical to the success of our efforts to crack down on drug dealers. This bill, however, provides that other appropriations from that reimbursement fund be fully credited prior to providing funds for undercover purchases.

It is estimated that the legislature has over-appropriated funds from the Law Enforcement Training Reimbursement Fund by at least \$70,000. Thus, the state's narcotics enforcement effort would be hamstrung by this significant reduction in money needed to pursue investigations into illicit drug trafficking in Iowa. In addition, the state's eligibility for federal crime control act funds for drug law enforcement would also be jeopardized.

Apparently, the legislature at one time intended to short the drug buy money account in order to provide additional salary money to the Attorney General's office. However, the appropriation from the reimbursement fund for that purpose was never made. In addition, since Section 3 of this act was item vetoed, the Department of Management has the flexibility to provide appropriate salary adjustments to the Attorney General's office to fund authorized staff.

For the above reasons, I hereby respectfully disapprove these items in accordance with Amendment IV of the Amendments of the 1968 Constitution of the State of Iowa. All other items in Senate File 2322 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD, *Governor*

**CHAPTER 1283**

**APPROPRIATION TO ATTORNEY GENERAL FOR  
ECONOMIC DEVELOPMENT LEGAL ASSISTANCE**

*S.F. 2344*

**AN ACT** appropriating funds to the office of the attorney general for the fiscal year beginning July 1, 1988, and ending June 30, 1989.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1988, and ending June 30, 1989, to the office of the attorney general, sixty-five thousand (65,000) dollars, or so much thereof as is necessary, for salaries and support of not more than one and five-tenths full-time equivalent positions to provide legal assistance to the department of economic development.

Approved May 17, 1988

**CHAPTER 1284**

**APPROPRIATIONS AND PROVISIONS RELATING TO EDUCATIONAL,  
CULTURAL, AND REHABILITATION PROGRAMS**

*S.F. 2312*

**AN ACT** relating to the funding of, operation of, and appropriation of moneys to agencies, institutions, commissions, departments, and boards responsible for educational, cultural, and rehabilitational programs of this state and providing an effective date.

*Be It Enacted by the General Assembly of the State of Iowa:*

**DIVISION I**

**DEPARTMENT OF CULTURAL AFFAIRS**

Section 1. There is appropriated from the general fund of the state to the department of cultural affairs for the fiscal year beginning July 1, 1988, and ending June 30, 1989, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. For the administration division for salaries and support for not more than eight full-time equivalent positions, maintenance, and miscellaneous purposes:

..... \$ 273,190

2. For the arts division for salaries and support for not more than ten full-time equivalent positions, maintenance, and miscellaneous purposes including funds to match federal grants:

..... \$ 493,069

It is the intent of the general assembly that as a condition, limitation, and qualification of the appropriation in this subsection, the arts division shall expend moneys to develop a basic art education curriculum in cooperation with the department of education in order to qualify for receipt of federal matching funds from the national endowment for the arts.

3. For the historical division:

a. For salaries and support for not more than fifty-seven full-time equivalent positions, maintenance, and miscellaneous purposes:

..... \$ 1,899,128